

To the Honourable the Councell of Warre sitting at Whitehall.

The humble Petition of Colonell Nicholas Borlace.

Shewing,

THat the Lord Generall Fairfax 27. of Feb. 1646. Writ to the Lord Gen. Cromwell, that your Petitioners goods were taken from him to a great value, contrary to the Articles of *Truro*, and prayed his endeavour for your Petitioners releife, and sent withall your Petitioners case stated by the Judge Advocate. The Lord Gen. Cromwell communicated it to the Committee of complaints, and his Excellency being then of that Committee with Sir Robert Pye, and Mr. Knightly examined your Petitioners cause, and the result was, that Mr. Knightly then Chaire-man should report to the house, that your Petitioners goods were taken from him contrary to his Articles, & that they voted them to be restored, but Mr. Knightly by reason of more important businelle could not report it untill he was removed from the house, whereby your Petitioner was necessitated to Petition the Lord Generall Fairfax, who referred it to a Councell of officers, and upon due consideration of his Petition, they prayed the Lord Gen. Fairfax to direct his Letters to Col. Bennet to examine the businelle, and see Justice done. Col. Bennet accordingly examined it, and certified that the whole substance of your Petitioners complaint was true, and his Articles directly violated. The 13. of June 1649. The Lord Fairfax by his Letters signified to Mr. John Ash then Chaire-man at Goldsmiths Hall, that your Petitioner had 500 l. worth of goods taken from him contrary to the Articles of *Truro*, he being to enjoy his goods, and pray'd it might be allowed him in his composition, or longer time given for payment, untill the Commissioners for releife of Articles should give judgement in the Cause. And thereupon your Petitioner presented his complaint to the Commissioners for releif of Articles, who required the direct answers of the Committee of *Cornwall* thereunto, who confesse their Agents to have seized all the particular goods mentioned in your Petitioners complaint; and that your Petitioner hath acted nothing against the State since the Render of *Truro*. Your Petitioner doth fully prove by witnesses, that the goods they took from him were worth 527 l. besides foure Horses, and eight Cattell worth three score pounds taken from him by Mr. Io. Iago one of the present Commissioners, who still detaines them; And that the Committee confessed they were taken from your Petitioner contrary to his Articles, and promised he should be allowed the vallew of them in his Composition. Your Petitioners cause hath been put off from hearing severall dayes before the Commissioners for releife of Articles by the Committee, and Commissioners Letters for Sequestrations in *Cornwall*, who tooke away his goods and are concern'd in the cause, upon pretence of examining witnesses, after publication, and two peremptory dayes appointed for hearing, and thereby got it deferred untill the Commission for releife of Articles was determined, yet examined not one witnesse; and although the Court ordered them to restore the goods they had taken from your Petitioner since his cause depended there, and to forbear seizing, or intermedling with his Estate, untill that Court should declare their Judgement, yet they disobey it, and proceed so violently, as they have not left your Petitioners wife and children bread to eate

May it please your Honours, your Petitioner doth humbly pray your Honourable Recommendation of his sufferings and losses (by the violation of his Articles) to the Parliament, humbly begging that they will be graciously pleased to give order for the discharge of his sequestrations and Fine in Goldsmiths Hall, being 320 l. in consideration of the goods first taken from him; and for restitution of his goods and money since forced from his wife and children, whilst his cause depended before the said Commissioners for releife of Articles.

This Petition was ordered by the Court of War, to be examined by some Officers and Members of the Court, and by them reported to the Court, that they found the substance of it to be true.

Tho. Margetts Advocate.

And your Petitioner shall pray, &c.
NIC. BORLACE.

To his Excellency the Lord Generall Cromwell.

May it please your Excellency.

I Am commanded by the Court of War at Whitehall to give your Excellency to be informed that upon the inclosed Petition of Col. Nicholas Borlace to them directed, alledging that he being comprised within the Articles of *Truro*, hath notwithstanding had above the value of 500 l. in goods and Cattell taken from him by the Sequestrators Agents, contrary to the sixth, and tenth of the said Articles, and desiring them to recommend his sufferings and losses by reason thereof to the Parliament; he having been from time to time deferred, and could hitherto get no releif, notwithstanding severall applications, and Letters from the late Lord Gen. Fairfax, and your Excellency to that purpose; and upon the report of some Officers, appointed to examine, and inquire into the truth of his Allegations in the said Petition, that they find the substance of them to be true; and that his said losses were not at all considered in his composition. It appearing that the power of the Commissioners for releif upon Articles is determined; and that the faith of the Army in the breach of their Articles in the Petitioners case is violated, it is their earnest and unanimous desire, that your Excellency would be pleased to take his said Petition into your consideration, and to afford him releif either by your Letters to the Parliament, desiring the discharge of his Sequestration and Fine in Goldsmiths Hall, being 320 l. from the time it was set in consideration of his goods so unduly taken from him being about the value of 527 pounds, or otherwise by taking such effectuell course for his releif, as your Excellency in your wisdom shall think most meet; and having nothing more in commands I remaine;

Whitehall, 17. of March 1650.

My Lord, Your Excellencies most faithfull servant,
Tho. Margetts Advocate.

For the Right Honourable William Lentall Esquire, Speaker of the Parliament of the Commonwealth of England, these.

SIR,

HAVING received the enclosed Petition and Letter from the Officers of a Court of War at Whitehall, representing unto me (that the faith of the Army concerning the Articles of *Truro* in the particular case of Col. Nicholas Borlace is violated) and the Petitioner himself having come hither into Scotland, desiring me to be Instrumentall, that the said Articles may be performed; and that the faith of the Army thereupon given might be made good. I doe therefore humbly desire that the Parliament will please to take his Case into consideration, and that his businelle may have a speedy hearing (he being already almost quite exhausted in the prosecution thereof) that so Justice may be done unto him; and that the faith of the Army may be preserved. I crave pardon for this trouble and rest,

Edenburge 13. of June 1651.

SIR, Your most humble servant
O. CROMWELL.

For Lieutenant Generall Fleetwood, and such Officers of the Army as are Members of Parliament.

SIR,

I Have writ a Letter to the Parliament on the behalfe of Col. Nicholas Borlace, wherein I desire your assistance for his dispatch, and of all the Officers that are in the house, it being for releife of Articles, wherein you are all concerned, in relation to the Honour of the Army. His Petition and the Councell of Wars Letter to me from Whitehall will give you his grievances, which have layne so long on him, that he is almost quite ruined by it; And I conceive the Prayer of his Pition to be so reasonable, as I thinke fit to recommend it to your considerations, I rest,

Edenburge 16. Junii 1651.

Your affectionate friend to serve you,
O. CROMWELL.